



# City Council Agenda

Council President  
**Brad Castillo**

Councilmembers

**Tom Boyajian**  
**Brian Calhoun**  
**Mike Dages**

City Manager  
**Daniel G. Hobbs**

City Clerk  
**Rebecca E. Klisch , CMC**

**Jerry Duncan**  
**Henry T. Perea**, Acting President  
**Cynthia Sterling**

City Attorney  
**Hilda Cantú Montoy**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650

The City Council welcomes you to this meeting.

**AUGUST 24, 2004**

If you would like to speak fill out a speaker request form available from the City Clerk's Office and in the Council Chambers. The agenda is available on ([www.ci.fresno.ca.us](http://www.ci.fresno.ca.us)). The Council meeting can also be heard live at the same web site address.

## **8:30 A.M.ROLL CALL**

Invocation by Pastor David Pfister of the First Congregational Church

Pledge of Allegiance to the Flag

## **Ceremonial Presentations:**

***Council action on unscheduled items if any shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda. For each matter considered by the Council there will first be a staff presentation followed by a presentation from the project applicant. Testimony from those in attendance will then be taken. All testimony given will be limited to three minutes per person.***

***The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker. The green light will be turned on when the speaker begins. The yellow light will come on with one minute remaining and one tone will sound. The speaker should be completing the testimony by the time the red light comes on and two tones sound, indicating that time has expired.***

***Following is a general schedule of items for Council consideration and action. The City Council may consider and act on an agenda item in any order it deems appropriate. Actual timed items may be heard later but not before the time set on agenda. Persons interested in an item listed on the agenda are advised to be present throughout the meeting to ensure their presence when the item is called.***

Approve minutes of August 17, 2004

**Action Taken:**

Councilmembers Reports and Comments

**Action Taken:**

Approve Agenda

**Action Taken:**

Adopt Consent Calendar

**Action Taken:**

1. **GENERAL CONSENT CALENDAR**

***(All Consent Calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered at 10:30 A.M.)***

- A. \* Award a contract to Principal Decision Systems International, for the acquisition and installation of an automated staff scheduling software purchase – Fire Department  
**Action Taken:**
- B. \* Award an interim contract to Allstar Fire Equipment, Inc. for firefighting protective garments – Fire Dept.  
**Action Taken:**
- C. \* Award two requirements contracts for half-ton pickup trucks to Freedom Ford Truck Center, Inc. of Fresno, CA for Section “A” and to Hedrick's Chevrolet of Clovis, CA for Section “B” - General Services Dept.  
**Action Taken:**
- D. \* **RESOLUTION** -12th amendment to the AAR No. 2004-209 appropriating \$2,314,300 for the purpose of Urban Growth Management (UGM) reimbursements to approved developers **(Requires 5 affirmative votes)** – Public Works Dept.  
**Action Taken:**
- E. \* **RESOLUTION** - 15th amendment to the AAR No. 2004-209 authorizing the loan of \$170,000 from UGM Park Zone 7 to UGM Park Zone 4 to finance the purchase of a park site at the northeast corner of W. Gettysburg and N. Vista Avenues **(Requires 5 affirmative votes)** – Public Works Dept.  
**Action Taken:**
- F. \* Award a requirements contract to Freedom Ford Truck Center, Inc. of Fresno, CA for one (1) ton cab and chassis trucks - General Services Dept.  
**Action Taken:**
- G. \* Authorize the Chief of Police to enter into a contract with the Fresno Unified School District (FUSD) to provide School Resource Officers to this educational entity for Fiscal Year 2005 – Police Dept.  
**Action Taken:**

1. **GENERAL CONSENT CALENDAR CONTINUED**

- H. Approve recommendation by the Council of Fresno County Governments related to the Draft High-Speed Rail Environmental Impact Report - Fresno Area Express

**Action Taken:**

- I. **RESOLUTION** - Of intention to annex Final Tract No. 5370 to the City of Fresno Community Facilities District No. 2, Annexation No. 77 – Public Works Dept.

**Action Taken:**

- J. **ITEM REMOVED FROM THE AGENDA**

- K. Amend Disadvantaged Business Enterprise (DBE) Program prompt payment to subcontractors provisions to conform with revised regulatory requirements – General Services Dept.

**Action Taken:**

1. **RESOLUTION** – Establishing Disadvantaged Business Enterprise (DBE) Program goals for 2004-2005 in U.S. Department of Transportation (DOT) assisted projects/contracts for the Federal Highway Administration (FHWA), Federal Aviation Administration (FAA), and Federal Transit Administration (FTA)

**Action Taken:**

- L. Approve reappointments of Kendall Groom and Jennette Williams to the Fresno Metropolitan Flood Control District – Mayor Autry

**Action Taken:**

- M. \* **BILL – (For introduction)** – Amending the 2001 California Building Standards Code – Planning and Development Dept.

**Action Taken:**

2. **GENERAL ADMINISTRATION**

- A. Council direction regarding additional Council review time of Request For Proposals (RFP's) – General Services Dept.

**Action Taken:**

- B. \* Approve the acquisition of an easement on the southeast corner of E. Shaw and N. Cedar Avenues from Moffitt & Zanardi, LLC, for \$60,045 (APN 430-080-61, APN 430-080-62 and APN 430-080-50) – Public Works Dept.

**Action Taken:**

3(A) **CLOSED SESSION**

- A. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** – Government Code Section 54956.9, Subdivision (a)

1. **Case Name:** Vellutini Corp. v. City of Fresno, ICG Telecom Group, Inc., et al – Fresno Superior Court, Case No. 01-CE CG 00746

**Action Taken:**

3(B) **CLOSED SESSION ANNOUNCEMENTS (IF ANY)**

4. **CITY COUNCIL**

- A. Request an update on the Apprenticeship Program – Councilmember Dages  
**Action Taken:**

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

9:25 A.M.

**PUBLIC COMMENT PERIOD** – No Council action except to place on future agenda.  
Presentation limited to three (3) minutes:

A. **SCHEDULED PUBLIC COMMENT –**

- B. **UNSCHEDULED COMMUNICATION** – Members of the public may address the Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the Council. Each person is limited to a three (3) minute presentation. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least ten (10) days prior to the desired date.

9:30 A.M.

Council discussion and update regarding San Joaquin River Conservancy issues and agenda items – Councilmember Calhoun

9:50 A.M.

**RESOLUTION** – Expressing support of HR Bill No. 3729 extending a belated thank you to the Merchant Marines from World War II in conjunction with the House of Representatives Bill No. 3729 – Councilmember Dages  
**Action Taken:**

10:00 AM #1

Request an update on the “No Neighborhood Left Behind Program” – Council President Castillo  
**Action Taken:**

10:00 AM #2

**HEARING** regarding Community Facilities District No. 2, Annexation No. 71, Final Tract Map 5220 – Public Works Dept.

**Action Taken:**

- a. **RESOLUTION** – Annexing territory to Community Facilities District No. 2, Annexation No. 71, Final Tract Map No. 5220  
**Action Taken:**
- b. **RESOLUTION** – Calling a special mailed-ballot election  
**Action Taken:**
- c. **RESOLUTION** – Declaring election results  
**Action Taken:**
- d. \* **BILL** – Levying a special tax for the property tax year 2003-2004 and future tax years within and relating to Community Facilities District No. 2, Annexation No. 71, Final Tract Map No. 5220  
**Action Taken:**

10:00 AM #3

**RESOLUTION** – Approving the Final Map of Tract No. 5220 and accepting dedicated public uses therein; authorize Public Works Director and Planning and Development Director to execute the necessary documents – Planning and Development Dept.  
**Action Taken:**

**SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED**

**10:05 A.M. HEARING** to consider Rezone Application No. R-04-033, and environmental findings, filed by Quad Knopf on behalf of the Kiyoko Uyeno, 1999 Trust and Pleasant Valley Investments, LC., for 19.35 acres of property located on the southside of W. McKinley Avenue between N. Cornelia Avenue and N. Blythe Avenue within the West Area Community Plan Area **(Property located in District 3)** – Planning and Development Dept.

**Action Taken:**

- a. Consider and adopt Environmental Assessment No. R-04-33/TPM-2004-11/T-5321 Finding of Conformity to the 2025 Fresno General Plan Master Environmental Impact Report (MEIR No. 10130)

**Action Taken:**

- b. **BILL** – Amending the Official Zone Map to rezone the subject property **from** the AE-5/UGM (Exclusive Five-Acre Agriculture/Urban Growth Management Area) **to** the R-1/UGM (Single Family Residential/Urban Growth management) zone district

**Action Taken:**

**10:30 A.M. CONTESTED CONSENT ITEMS**

**2:00 P.M.** Presentation by Bike Advisory Committee; with discussion and direction as needed

**Action Taken:**

**2:30 P.M. JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

Approve Agency minutes of July 27, 2004

**Action Taken:**

- A. **RESOLUTION** – Initiating an amendment to the Convention Center Redevelopment Plan **(Council action)**

**Action Taken:**

- B. Direct City Manager to retain a management and/or audit firm to identify best practices benchmarks for the Redevelopment Agency and recommend key elements to increase efficiencies of the operation, with the City Manager to return with a recommendation of a firm on or before September 21, 2004 - Council President Castillo **(Council and Agency action)**

**Action Taken:**

**ADJOURN AGENCY**

### **SCHEDULED COUNCIL HEARINGS AND MATTERS**

<b>Aug.</b>	<b>31 -</b>	<b>10:00 A.M.</b>	<b>HEARING</b> re: Community Facilities District No. 2, Annexation No. 73, Tract No. 5137
<b>Aug.</b>	<b>31 -</b>	<b>10:05 A.M.</b>	<b>HEARING</b> re: Community Facilities District No. 2, Annexation No. 74, Tract No. 5233
<b>Aug.</b>	<b>31 -</b>	<b>10:10 A.M.</b>	<b>CONTINUED HEARING</b> re: to consider Rezoning Application No. R-04-024, filed by the Southern Baptist Presbyterian Homes – Planning and Development Dept.
<b>Aug.</b>	<b>31 -</b>	<b>10:15 A.M.</b>	<b>CONTINUED HEARING</b> re: to consider Plan Amendment No. A-03-19 Rezoning Application No. R-03-80, filed by Logan and Associates
<b>Aug.</b>	<b>31 -</b>	<b>10:30 A.M.</b>	<b>HEARING</b> re: Rezone Appl. No. R-04-43, filed by Stergeos Demetreos
<b>Aug.</b>	<b>31 -</b>	<b>11:15 A.M.</b>	Approve Easton Plaza Master Plan and Phase One construction project and amend and revise related Civic Center and general plan documents – PR&CS ( <i>Timed for citizen convenience</i> )
<b>Sept.</b>	<b>7 -</b>	<b>NO MEETING – COUNCIL VACATION</b>	
<b>Sept.</b>	<b>14 -</b>	<b>NO MEETING – COUNCIL VACATION</b>	
<b>Sept.</b>	<b>21 -</b>	<b>10:00 A.M.</b>	<b>HEARING</b> re: CFD No. 2, Annexation No. 75, Final Tract Map No. 5262
<b>Sept.</b>	<b>21 -</b>	<b>10:05 A.M.</b>	<b>HEARING</b> re: CFD No. 2, Annexation No. 76, Final Tract Map No. 5136
<b>Sept.</b>	<b>21 -</b>	<b>11:00 A.M.</b>	<b>HEARING</b> to consider the proposed spending plan for the Local Law Enforcement Block Grant (LLEBG)
<b>Sept.</b>	<b>21 -</b>	<b>3:30 P.M.</b>	<b>WORKSHOP</b> re: ADA Advisory Council – Public Works Dept. ( <i>1 hour</i> )
<b>Sept.</b>	<b>21 -</b>	<b>4:30 P.M.</b>	<b>WORKSHOP</b> re: Cal Trans/City partnership – Public Works Dept. and Planning and Development (Item from Council President Castillo)
<b>Sept.</b>	<b>21 -</b>	<b>5:00 P.M.</b>	
<b>Sept.</b>	<b>28 -</b>	<b>10:00 A.M.</b>	<b>HEARING</b> re: CFD No. 2, Annexation No. 77, Final Tract Map No. 5370
<b>Sept.</b>	<b>28 -</b>	<b>4:00 P.M. – 9:00 P.M.</b>	Trimester Plan Amendments – Planning and Development Dept.
<b>Oct.</b>	<b>5 -</b>	<b>3:00 P.M.</b>	<b>HEARING</b> to consider Rezone Application No. R-04-20, and environmental findings, filed by Logan and Associates on behalf of Spalding Wathen
<b>Oct.</b>	<b>5 -</b>	<b>4:30 P.M.</b>	<b>CONTINUED HEARING</b> to consider Fresno City Planning Commission decision regarding Conditional Use Permit Application No. C-02-226, and environmental findings, filed by Wilkins Enterprises